

The opinion in support of the decision being
entered today is not binding precedent of the Board.

Paper 215

Filed by: Trial Section Merits Panel
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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

LAWRENCE E. TANNAS, JR.
Junior Party,
(Patents 6,204,906 and 6,380,999),

v.

DAVID S. WATSON
Senior Party,
(Application 09/529,201).

Patent Interference No. 105,096

Before SCHAFER, LEE, and MEDLEY, Administrative Patent Judges.

MEDLEY, Administrative Patent Judge.

JUDGMENT-RULE 127

For the reasons given in the Decision on Preliminary Motions (Paper 141) and the Priority
Decision (Paper 214), judgment is herein entered against junior party Tannas.

Accordingly, it is

ORDERED that claims 1, 26, 29-32 and 36-43 of Tannas Patent 6,204,906 and claims 1-7 of Tannas Patent 6,380,999 are unpatentable (see Decision on Preliminary Motions (Paper 141 at 62));

FURTHER ORDERED that judgment as to the subject matter of the count is herein entered against junior party LAWRENCE E. TANNAS, JR.;

FURTHER ORDERED that junior party LAWRENCE E. TANNAS, JR. is not entitled to claims 1, 29-32 and 36-38 of Tannas Patent 6,204,906 and claims 1 and 2 of Tannas Patent 6,380,999 which correspond to the Count 1, and claims 26 and 39-43 of Tannas Patent 6,204,906 and claims 3-7 of Tannas Patent 6,380,999 which correspond to Count 2 (see Redecoration Paper 142);

FURTHER ORDERED that if there is a settlement agreement, the parties should note the requirements of 35 U.S.C. § 135(c) and 37 CFR § 41.205; and

FURTHER ORDERED that a copy of this judgment be filed in the respective involved applications of the parties.

cc (via federal express):

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